

12/26/01  
1046085501  
S-PRO  
12/26/01

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications  
under 37 CFR 1.53(b))

Check Box, if applicable [ ] Duplicate

Attorney Docket No. **011762** Total Pages

First Named Inventor or Application Identifier

**Kazuhiko TAJIMA and Shoko OKUDA**

Express Mail Label No.

APPLICATION ELEMENTS FOR:  
**WAIST EXPANDING AND CONTRACTING  
STRUCTURE FOR PANTS OR THE LIKE**

ADDRESS TO:

Commissioner for Patents  
BOX PATENT APPLICATIONS  
Washington, D.C. 20231

1.  Fee Transmittal Form (Incorporated within this form)  
(Submit an original and a duplicate for fee processing)

2.  Specification Total Pages [15 ]

3.  Drawing(s) (35 USC 113) Total Sheets [7]

4.  Oath or Declaration Total Pages [3]

a.  Newly executed (original)

b.  Copy from prior application (37 CFR 1.63(d)  
(for continuation/divisional with Box 17 completed).

i.  Deletion of Inventor(s)

Signed statement attached deleting inventor(s) named in prior application,  
see 37 CFR 1.63(d)(2) and 1.33(b).

5.  Incorporation by reference (useable if box 4b is checked)

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under  
Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby  
incorporated by reference therein.

6.  Microfiche Computer Program (Appendix)

7.  Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)

a.  Computer Readable Copy  
b.  Paper Copy (identical to computer copy)  
c.  Statement Verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

8.  Assignment Papers (cover sheet and document(s)) to: **Kabushiki Kaisha Phenix, Tokyo, Japan**  
Please publish the assignee data with the application.

9.  37 CFR 3.73(b) Statement (when there is an assignee)  Power of Attorney

UTILITY PATENT  
APPLICATION TRANSMITTAL  
(Only for new nonprovisional applications  
under 37 CFR 1.53(b))

Attorney Docket No. **011762**

First Named Inventor or Application Identifier

**Kazuhiko TAJIMA and Shoko OKUDA**

PAGE 2 OF 3

10.  English translation Document (if applicable)

11.  Information Disclosure Statement  Copies of IDS Citations (PTO-1449 w/ 3 Ref.)

12.  Preliminary Amendment

13.  Return Receipt Postcard (MPEP 503)

14.  Small Entity Status is claimed.

15.  Claim for Convention Priority  Certified copy of Priority Document is enclosed.  
a. Priority of Japanese Application No. 2001-093108 filed on March 28, 2001 is claimed under 35 USC 119.

16.  Other \_\_\_\_\_

17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:  
 Continuation  Division  Continuation-in-part (CIP) of prior application no. \_\_\_\_\_/\_\_\_\_\_

FEES TRANSMITTAL	Number Filed	Number Extra	Rate	Basic . . . Fee \$740.00
<input checked="" type="checkbox"/> The filing fee is calculated below				
Total Claims	7 - 20		x \$18.00	
Independent Claims	1 - 3		x \$84.00	
Multiple Dependent Claims			\$280.00	\$280.00
				Basic Filing Fee \$1020.00
Reduction by 1/2 for small entity				
Fee for recording enclosed Assignment			\$40.00	\$40.00
<b>TOTAL</b>				<b>\$1060.00</b>

UTILITY PATENT  
APPLICATION TRANSMITTAL

(Only for new nonprovisional applications  
under 37 CFR 1.53(b))

Attorney Docket No. **011762**

First Named Inventor or Application Identifier

**Kazuhiko TAJIMA and Shoko OKUDA**

**PAGE 3 OF 3**

A check in the amount of \$1060.00 is enclosed to cover the filing fee including \$740.00 for basic filing fee; \$280.00 for multiple dependent claims and the assignment recordation fee of \$40.00.

Please charge our Deposit Account No. **01-2340** in the total amount of \_\_\_\_\_ to cover the filing fee and the \_\_\_\_\_ assignment recordation fee. A duplicate of this sheet is attached.

The Commissioner is hereby authorized to charge payment for any additional filing fees required under 37 CFR 1.16 or credit any overpayment to Deposit Account No. **01-2340**. A duplicate of this sheet is attached.

**18. CORRESPONDENCE ADDRESS:**



**23850**

PATENT TRADEMARK OFFICE

**SUBMITTED BY**

Typed or Printed Name **William L. Brooks** Reg. No. **34,129**

Signature *William L. Brooks* Date: **December 26, 2001**

ARMSTRONG, WESTERMAN, HATTORI,  
McLELAND & NAUGHTON, LLP  
Suite 1000, 1725 K Street, N.W.  
Washington, D.C. 20006  
Tel: (202) 659-2930  
Fax: (202) 887-0357

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Kazuhiko TAJIMA, et al.**

Serial No.: **Not Yet Assigned**

Filed: **December 26, 2001**

For: **WAIST EXPANDING AND CONTRACTING STRUCTURE FOR PANTS OR THE LIKE**

J1046 U.S. PTO  
J10/025587  
12/26/01



**CLAIM FOR PRIORITY UNDER 35 U.S.C. 119**

Commissioner for Patents  
Washington, D.C. 20231

December 26, 2001

Sir:

The benefit of the filing dates of the following prior foreign applications are hereby requested for the above-identified application, and the priority provided in 35 U.S.C. 119 is hereby claimed:

**Japanese Appln. No. 2001-093108, filed March 28, 2001**

In support of this claim, the requisite certified copy of said original foreign applications is filed herewith.

It is requested that the file of this application be marked to indicate that the applicants have complied with the requirements of 35 U.S.C. 119 and that the Patent and Trademark Office kindly acknowledge receipt of said certified copy.

In the event that any fees are due in connection with this paper, please charge our Deposit Account No. 01-2340.

Respectfully submitted,  
ARMSTRONG, WESTERMAN, HATTORI  
McLELAND & NAUGHTON, LLP



Atty. Docket No.: 011762  
Suite 1000, 1725 K Street, N.W.  
Washington, D.C. 20006  
Tel: (202) 659-2930  
Fax: (202) 887-0357  
WLB/ll

William L. Brooks  
Reg. No. 34,129